

# NEW JERSEY MILITIA NEWSLETTER

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A Monthly Newsletter

April, 2000

Here's an editorial from the *Austin-American Statesman* of April 3, 2000. Because it was written by lying, leftist, loony, scum sucking liberals (is that a politically incorrect statement?) we thought we'd have some fun with it.

## A History of the Second Amendment

*By the Austin- American Statesman*

Whenever the national debate over firearms goes through a periodic upsurge, one element is always sure to be part of the discussion: the retreat of gun advocates into their myths about the Second Amendment to the Constitution.

If the country is to have a reasonable debate over guns, the truth about the Second Amendment bears repeating from time to time, and the truth is that there is no constitutional guarantee for private ownership of firearms. There isn't now; there never has been.

[Note: You'll notice that this assertion isn't backed up by a single quote from any of the Framers. And with good reason – there aren't any. Secondly, virtually every essay written on the Second Amendment by the nation's most prominent law and constitutional professors in the past 20 years maintains an individual rights interpretation. The editorial is based on ignorance, not fact]

When the Bill of Rights was being crafted for our Constitution, the Second Amendment was written to guarantee the prerogative of each state to organize and arm its own "well-regulated" militia without constraint from the federal government. The new Constitution had authorized the national government to raise its own standing army, a notion viewed with alarm by many anti-federalists. Although the state militias in the Revolution were generally ill armed, ill organized and ineffective, the anti-federalist faction wanted a constitutional guarantee for their continued existence.

[Note: here again the *Austin-American Statesman* is abysmally misinformed. Militiamen badly mauled the British imperialists at Lexington and Concord; and at the battle of Monmouth the New Jersey militia gave the Redcoats and their mercenaries what for too.]

The Second Amendment makes that guarantee, and read in its entirety, its meaning

clearly deals with "bearing arms" in a solely military context, not with the private ownership of guns.

[Note: The Second Amendment recognizes "the right of the people" not "the right of the states." The people and the militia are, in fact, one and the same. Individuals have rights; states have powers. The founders were highly intelligent; they never confused the two, and therefore never used the misnomer "right of the states." Furthermore, members of the armed forces are not part of the militia. They constitute the standing army that could someday bring tyranny should the militia ever be disarmed.]

In the words of the U.S. Supreme Court, the "obvious purpose" of the Second Amendment was "to assure the continuation and render possible the effectiveness" of state militia forces. "It must be interpreted and applied with that end in view."

[Note: As we've pointed out in previous newsletters, this an example of the unlawful use of the preamble of the Second Amendment to (erroneously) render the Right it introduces ineffective. The "militia clause" of the Second Amendment ("A well regulated Militia being necessary to the security of a free State") is an introductory clause, and cannot be used to override the right it introduces.

[As Yale Law School professor Akil Reed Aman put it: "***The state's rights reading of the Second Amendment put great weight on the word 'militia,' but this word appears only in the Amendment's subordinate clause.***"

[Note: Does any federal judge (or the *Austin-American Statesman*) understand the meaning of the term "subordinate clause"? Our courts are attempting to use this most misused preamble in American judicial history to relegate "the right of the people to keep and bear Arms" to a mere footnote of no importance. Gun-grabbers have reversed the rules of interpretation and made the right "subordinate" to the preamble. Hence the perverse decisions handed down by our ill-trained judiciary.

[Of course many lawyers also perversely misinterpret the Second Amendment. American Bar Association Chairman Edward E. Kallgren, speaking before the House Subcommittee on Crime back in 1993 said, "***The***

***scope of the people's right to bear arms is qualified by the introductory phrase of the Second Amendment regarding the necessity of a well regulated militia...***" Says who? What rule of law or interpretation is Kallgren using to support his claim? Answer: none. He's simply using his position, as do federal judges, to mislead the rest of us. Try and find a law professor – one who isn't on an anti-gun lobby's payroll -- who would agree with Kallgren.

[Or, as Robert Dowlut, DC attorney and counsel to the NRA, put it, "***The command that the people have a right to keep and bear arms is simply ignored. Courts simply look at the preamble or precatory language of the Second Amendment, ignore the rest of the language, and interpret it to guarantee the right of the state to have a military force.***"

[The word "precatory" means "conveying a recommendation or a wish, but not a positive command or direction." The Militia Clause of the Second Amendment is precatory. But don't waste your time trying to tell that to a federal judge.]

While anyone who reads the Second Amendment is entitled to his or her opinion about what it really says, under our constitutional system, only one such opinion really matters, that of the nine people [rulers!] on the Supreme Court charged with deciding what the Constitution actually means. In the case of the Second Amendment, they have been absolutely consistent: The amendment deals with the arming of state militias, and no guarantee of private ownership can be found there.

[Note: The *Austin-American* asserts a "collective right" misinterpretation of the Second Amendment. It should be noted that this interpretation originated in a Kansas Supreme Court decision back in 1905 (*City of Salina v. Blakesly* 72 Kan. 230, 83 P. 619). It should also be noted that this very same State Supreme Court *unanimously*, repeat, *unanimously*, reversed this decision, in *City of Junction City v. Mevis* 276 Kan. 526.601 P2nd 1145 (1979) by declaring that firearms ownership is an individual right.]

Starting with the Supreme Court's ruling in *U.S. v. Miller* in 1939, federal and state appellate courts have addressed the meaning of the amendment in more than 30 cases, and

every time, the appellate courts have interpreted it the same way: The Second Amendment guarantees a right to be armed only in connection with service in an official, "well-regulated" state militia.

[Note: Again, the "almighty precatory preamble." If gun-grabbers understood the full implications of *Miller*, they'd avoid it like a Biblical plague. In a nutshell, Jack Miller was arrested for transporting a sawed-off shotgun across state lines. The case went to trial and Miller claimed a Second Amendment right to possess the weapon. He won the case. But the federal government appealed to the Supreme Court. It should be noted that Solicitor General Robert Jackson argued a "collective right" interpretation of the Second Amendment against Miller. (Jackson, appointed Attorney General in 1940, pushed for legislation requiring the registration and a tax on all firearms sold in the U.S. But the parallel with gun registration in totalitarian countries like Germany, the Soviet Union and Italy was too obvious, and he found few supporters.) The Supreme Court *totally* ignored Jackson's argument in their decision, a little fact that those who love to quote *Miller*, never seem to grasp. The Supreme Court ruled that a "shotgun having a barrel of less than eighteen inches in length at this time has some reasonable relationship to the preservation or efficiency of a well regulated militia, we cannot say that the Second Amendment guarantees the right to keep such an instrument..." Also, "Certainly it is not within judicial notice that this weapon is any part of the ordinary military equipment or that its use could contribute to the common defense." Gun grabbers think that this is a "collective right" argument. It's not!

[If Miller had been caught, let's say, with a Thompson submachine gun rather than a sawed-off shotgun, the Supreme Court could NOT, repeat, NOT have arrived at this decision even though the Tommy gun had been banned by the National Firearms Act of 1934. A submachine gun has great value to the "efficiency of a well regulated militia" and is very much "a part of the ordinary military equipment" and would greatly "contribute to the common defense." If Miller had been arrested for possession of a submachine gun and the Supreme Court considered it a worthwhile weapon for militia purposes, which it is, it would have ruled the NFA unconstitutional, which it is, and Miller could've walked out of court with a Thompson tucked under his arm! Liberals would've loved that! For gun-grabbers, the *Miller* decision is a potential Pandora's box of horrors.

[And, while we are on the subject of *Miller*, were members of the Supreme Court qualified to make a judgement as to whether a sawed-off shotgun was a useful military weapon?

[Not according to Mike Brown who wrote in *Who Repealed the Second Amendment? And By What Authority?* "Of the

eight Supreme Court justices who voted for this, six had absolutely no military experience. The other two, Hugo L. Black and Stanley F. Reed, received the rank of captain of artillery (1917) and first lieutenant (1918) respectively without ever seeing combat or leaving American soil. James Clark McReynolds, who authored the opinion in *Miller*, had no military experience whatsoever. The then Chief Justice Charles Evans Hughes was apparently a pacifist, having been the chairman of the International Conference on Limitations of Armaments, elected to the League of Nations (the first try for a "UN") and who-knows-what else." Thus these august personages were unaware that shotguns were the trench guns used extensively by the Army and Marines during World War I. They are very much "a part of the ordinary military equipment" and would greatly "contribute to the common defense" in the hands of the militia.]

It has nothing to do with individually owned arms for self-defense, with sporting arms or with the most ludicrous and illogical theory of all, that the Constitution guarantees citizens some right to arm themselves for the destruction of their own government.

In a country awash in guns and beset with an appalling level of gun violence, a national debate over the ownership and regulation of firearms is essential.

But whether one is arguing for unfettered ownership of guns, for the outright banning of guns, or for something in between, the debate should not be sidetracked over the phony issue of a constitutional guarantee that clearly does not exist. The national plague of gun murders, suicides and accidents will never abate until a solution can be hammered out free of willful and systematic distortion of the Constitution.

[This *Austin-American* relies heavily on the courts' interpretation of the Second Amendment. However, as West Virginia Supreme Court Justice Neely once said that, "*Lawyers, certainly, who take seriously recent U.S. Supreme Court historical scholarship as applied to the Constitution also probably believe in the Tooth Fairy and the Easter Bunny.*"

[Right on, Mr. Neely, right on.]

## 50 Gun Bills Introduced in The Last Six Months

1. Gun Show Accountability Act (Introduced in the Senate) [S.443.IS]
2. Gun Show Accountability Act (Introduced in the House) [H.R.902.IH]
3. Gun Show Accountability Act [H.R.1903.IH]
4. Nationwide Gun Buyback Act of 1999 [H.R.3255.IH]
5. Nationwide Gun Buyback Act of 1999 [H.R.2813.IH]
6. Mandatory Gun Show Background Check Act [H.R.2122.IH]

7. Gun Buy Back Partnership Grant Act of 1999 [H.R.724.IH]

8. To better regulate the transfer of firearms at gun shows [H.R.109.IH]

9. Firearms Rights, Responsibilities, and Remedies Act of 1999 [H.R.1233.IH]

10. Firearms Rights, Responsibilities, and Remedies Act of 1999 [S.686.IS]

11. American Handgun Standards Act of 1999 [H.R.2009.IH]

12. American Handgun Standards Act of 1999 [S.193.IS]

13. American Handgun Standards Act of 1999 [H.R.2003.IH]

14. Designating October 21, 1999, as a "Day of National Concern About Young People and Gun Violence" [S.RES.158.IS]

15. Designating October 21, 1999, as a "Day of National Concern About Young People and Gun Violence" (Agreed to by the Senate) [S.RES.158.ATS]

16. The Youth Gun Crime Enforcement Act of 1999 [S.995.IS]

17. The Youth Gun Crime Enforcement Act of 1999 [H.R.1768.IH]

18. Targeted Gun Dealer Enforcement Act of 1999 [S.1306.IS]

19. Targeted Gun Dealer Enforcement Act of 1999 [H.R.2443.IH]

20. Gun Industry Accountability Act [S.560.IS]

21. Gun Industry Responsibility Act [H.R.1086.IH]

22. Children's Gun Violence Prevention Act of 1999 [S.735.IS]

23. Children's Gun Violence Prevention Act of 1999 [H.R.1342.IH]

24. To amend the Gun-Free Schools Act of 1994 to require a local educational agency that receives funds under the Elementary and Secondary Education Act of 1965 to expel a student determined... (Placed on the Calendar in the Senate) [S.44.PCS]

25. Providing for consideration of the bill (H.R. 902) to regulate the sale of firearms at gun shows. [H.RES.193.IH]

26. To prohibit the possession or transfer of junk guns, also known as Saturday Night Specials [H.R.35.IH]

27. Child Safety and Youth Violence Prevention Act of 1999 [H.R.2037.IH]

28. Youth Violence Prevention Act of 1999 (Introduced in the House) [H.R.1726.IH]

29. To amend the Individuals with Disabilities Education Act and the Gun-Free Schools Act of 1994 to authorize schools to apply appropriate discipline measures in cases where students have... [S.969.IS]

30. Stop Gun Trafficking Act of 1999 [S.407.IS]

31. To encourage States to require a holding period for any student expelled for bringing a gun to school [H.R.1723.IH]

32. To authorize the Consumer Product Safety Commission to regulate gun safety, and to ban the importation or manufacture of handguns which do not have certain safety features [H.R.2008.IH]

33. Providing for consideration of the bill (H.R. 1501) to provide grants to ensure increased accountability for juvenile offenders, and for consideration of the bill (H.R. 2122) to require...(Reported in the House) [H.RES.209.RH]

34. Gun Kingpin Penalty Act [S.1080.IS]

35. Gun Kingpin Penalty Act [H.R.3057.IH]

36. Gun Crime Prosecution Act of 1999 [H.R.2081.IH]

37. Juvenile Gun Loophole Closure Act [S.891.IS]

38. Juvenile Gun Loophole Closure Act [H.R.2048.IH]

39. To authorize the Consumer Product Safety Commission to regulate gun safety, to ban the transfer of a firearm to, or the possession of a firearm by, a person who has been convicted of... [H.R.2007.IH]

40. Gun Retention Act of 1999 [H.R.735.IH]

41. Military Sniper Weapon Regulation Act of 1999 [H.R.2127.IH]

42. Military Sniper Weapon Regulation Act of 1999 [S.1774.IS]

43. Gun Dealer Responsibility Act of 1999 (Introduced in the Senate) [S.1101.IS]

44. Internet Gun Trafficking Act of 1999 [H.R.1245.IH]

45. Internet Gun Trafficking Act of 1999 [S.637.IS]

46. Second Amendment Restoration Act of 1999 [H.R.407.IH]

47. Concealed Firearms Prohibition Act [S.967.IS]

48. Violent and Repeat Juvenile Offender Accountability and Rehabilitation Act of 1999 (Engrossed Senate Amendment) [H.R.1501.EAS]

49. Child Safety Lock Act of 1999 [S.149.IS]

50 States' Rights and Second and Tenth Amendment Restoration Act of 1999 [H.R.3444.IH]

**Ed:** two of them actually appear to be constitutional (nos. 46 and 50).

## FEDS QUIT LOOKING FOR RUDOLPH

ANDREWS, N.C. (AP) - The task force that has hunted serial bombing suspect Eric Rudolph for two years will dismantle its command post in the rugged Southern Appalachians by the end of June.

**"Eric Rudolph has not escaped justice, he has just delayed it,"** Steven McCraw, head of the Southeast Bomb Task Force, said Monday. **"The trail is cold, yet all evidence suggests he's here, he's alone and he's alive."**

This opinion differs from out-going director of the ATF, John Magaw who believes Rudolph is dead.

Rudolph, 33, is charged in three Atlanta-area bombings, including the 1996 Olympic Park bombing in which a woman died.

Investigators also suspect he was involved in the 1998 explosion that killed a policeman and maimed a nurse at a clinic that performs abortions in Birmingham, Ala.

There has been just one confirmed sighting of Rudolph since his disappearance, in July 1998. McCraw said Rudolph might have been involved in a February, 1999 break-in at a restaurant, but the perpetrator did not leave any fingerprints or other forensic evidence.

A \$1 million reward has been offered for information leading to his arrest, but some people in the area have said they believe Rudolph may have gotten help from sympathetic locals. Others say he might have left the region.

## HATCH BLASTS CLINTON OVER GUN CONTROL

Sen. Orrin Hatch has come out shooting at a tool he says President Clinton uses unfairly to push gun control: suing gun-makers whose weapons are later used in crimes.

Hatch, R-Utah, introduced a bill to ban such lawsuits. He said the Administration has joined them merely to "extort" concessions from gun-makers, such as the deal British-owned Smith & Wesson made to include trigger locks and other safety devices on its guns.

***"Let's call it what the federal lawsuit really is: extortion. It is an attempt to bypass the legislative process and the Constitution to achieve a gun-control agenda that the public's elected officials oppose,"*** Hatch said.

He added such suits make ***"...it seem that the Administration is doing something about gun violence. But "...the record makes clear the Administration has done little to enforce the federal laws on the books against gun-wielding criminals."***

Hatch called his new bill the **"Right to Keep and Bear Arms Protection and Privacy Act."** Besides banning lawsuits against gun-makers whose weapons are misused in crimes, it also bans any fee for background checks on gun purchasers, and requires forms they file to be destroyed once the check is complete.

## WIT AND WISDOM OF JACKIE MASON

The Army has guns all over the place and the soldiers don't spend their time shooting each other. Liberace had the same equipment as Bill Clinton, but girls were perfectly safe around him. Edward G. Robinson always had a cigar with him, but he didn't use 19-year old girls as ashtrays. Total gun control might be great if you could also get the crooks and murderers to agree to it.

The perjurer-in-chief used the shooting-death of Kayla Rolland as an excuse to plead for gun control. Being a draft-dodger it is understandable that he doesn't know much about guns, but the fact is that the little 6-year-

old monster who killed first grader Kayla obtained it from his criminal uncle, who presumably would not rush to the station house to register his gun, no matter what the law was.

In virtually every instance of lunatic gun violence we read about, the shooters were in violation of many laws before they showed up to do their dirty work. It makes more sense to enforce the laws that we already have, than to pass more laws that will probably be equally unenforced. If the hundreds of laws around the country involving gun purchases, shipment, sales and licensing are still not strongly enforced, why in the world would we believe additional laws would be?

A gun in the hands of a law-abiding citizen represents a substantial deterrent to a would-be attacker. Orlando, Florida had a long-standing rape problem. Then the police offered a highly publicized gun-training program for women. The result was a 76 percent decrease in rapes. In 1982, Kennesaw, Georgia passed an ordinance requiring every homeowner to keep a gun. The number of residential burglaries in the town immediately took a plunge. Kansas City's grocers were the victims of an epidemic of robberies. The grocers were reluctant to beat back the robbers with boxes of corn flakes because if any of them died, the grocers would be called "cereal killers." So the police began a gun-training program for grocers which caused an immediate drop in this kind of crime. Interestingly, there was during this period an increase in similar kinds of crimes in the areas around Kansas City. It is a well-established fact that car hijackers in the Miami area target vehicles with license plates indicating out-of-state drivers, since these people would not be allowed gun ownership as it is limited to people with Florida drivers' licenses.

Just because a person is a criminal, doesn't mean he is stupid. You don't have to look past Pennsylvania Avenue to verify this. Why would a crook want to take a chance to start-up with somebody who had a gun? He became a crook in the first place because he wanted to go into a business where, if he had a gun, the odds were in his favor.

Having said our piece, we really don't have much dispute with some of the gun control being sought. Mr. Clinton wants a three-day waiting period for background checks on guns purchased at gun shows. The NRA wants a one-day check period. We suspect, that with all of the modern super-technology at their disposal, if the administration was serious, it could figure out a way to do the gun checks in one day. We, however, have some misgivings about trigger locks. We can visualize an intruder pointing a gun at a victim who asks for a time-out while he looks around the house for the key to the trigger.

The statistical truth is that in America, deaths by shootings are falling at a rapid rate. In 1993 there were in excess of 17,000 gunshot deaths [excluding suicides - Ed]. In 1998,

there were 11,000 deaths, and it is expected that the 1999 rate will be even lower. But nobody wants to be confused by the facts, especially the politicians.

## TWISTING THE CONSTITUTION

Conservatives and liberals alike are willing to "twist and bend" the U.S. Constitution to fit their own beliefs, U.S. Supreme Court Justice Antonin Scalia warned several hundred law students.

**"This is equal opportunity heresy,"** Scalia said during a breezy and informal talk at the University of Denver School of Law.

Scalia said he is troubled that great social issues end up before the court, such as **"Is there a right to homosexual conduct?" "Is there a right to abortion?"** and **"Is there a right to die?"**

And he said people on both sides are guilty of manipulating the Constitution to fit their views.

**"Why do you want lawyers to decide this?"** he asked. **"Why do you want five out of nine lawyers deciding these questions? Do they have a special capacity?"**

He said the proper place for those issues are the legislature and ballot box.

**"Joe Six-Pack knows deep down in his heart that I know no more about the right to die than he does,"** Scalia said. "I'm just a lawyer just trying to get the facts. That is an overall view of a judge."

Scalia said he is "one of a small but hearty band of judges called '**originalists**.'" "**Originalists**" look at the the U.S. Constitution as written by the country's founders and make decisions based on the original meaning of the document, he said. Scalia said that was once the common approach, but thinking began shifting 30 to 40 years ago.

**"The new approach has won over not only judges and lawyers but the man on the street. The Constitution is now viewed as a 'living instrument, a living Constitution.'"**

Scalia said that philosophy might mean the eventual destruction of the Constitution, which he said should be viewed as an "enduring" document written with wisdom by the country's founders.

**"A constitution is there to impede change,"** Scalia said. Scalia noted that he never had any particular love for longhaired, bearded, sandal-wearing flag-burners. But he said that as an "originalist" he helped strike down laws that made flag burning illegal.

**"You are entitled to express contempt for the United States and its flag,"** Scalia said. **"That is what freedom of expression is all about."** Scalia said that the morning after the court announced its flag-burning decision, he walked into the kitchen, and his wife was humming 'Stars and Stripes Forever'. I didn't need that," he said.

-- Denver Post, March 8, 2000

Note: After we posted this story we received this note from Jim Hardin: "As many of you know Supreme Court Justice Scalia has ruled time after time with the intent of the founders of our Constitution. However, he now says he will retire if Gore is elected because he does not want to be a part of the Constitution being a 'living' (changing) document. And, he is concerned that Gore will appoint more activist Judges who will totally disregard the intent of our Constitution."

Of course the Constitution can be changed by amendment, as it has been 27 times since it was ratified in 1789. Could it be that the "change agents" prefer activist judges over the amendment process, knowing that three-quarters of the states, the number required to approve an amendment, would never wreak the havoc that the Supreme court has?

## NEW REGULATIONS FOR THE HUNTING OF LAWYERS

Department of Fish and "Wild Life"  
Sec. 1200

1. Any person with a valid hunting license may harvest attorneys.

2. Taking of attorneys with traps or deadfalls is permitted. The use of currency as bait is prohibited.

3. Killing of attorneys with a vehicle is prohibited. If accidentally struck, remove dead attorney to roadside and proceed to nearest car wash.

4. It is unlawful to chase, herd, or harvest attorneys from a snow mobile, helicopter or aircraft.

5. It shall be unlawful to shout "whiplash", "ambulance", or "free Perrier" for the purpose of trapping attorneys.

6. It shall be unlawful to hunt attorneys within 100 yards of a BMW dealership.

7. It shall be unlawful to hunt attorneys within 200 yards of courtrooms, law libraries, whorehouses, health spas, gay bars, ambulances or hospitals.

8. If an attorney is elected to government office, it shall be a felony to hunt, "entrap", or possess it.

9. Stuffed or mounted attorneys must have a state health department inspection for rabies and vermin.

10. It shall be illegal for a hunter to disguise himself as a reporter, drug dealer, pimp, female legal clerk, sheep, accident victim, bookie, or tax accountant for the purpose of hunting attorneys.

### BAG LIMITS

(Maximum number of catches allowed per hunting season)

- |                                    |   |
|------------------------------------|---|
| 1. Yellow Bellied Sidewinder       | 2 |
| 2. Two-faced Tort Feasor           | 1 |
| 3. Back-stabbing Divorce Litigator | 4 |
| 4. Small-breasted Ball Buster      | 3 |
| (Female only)                      |   |
| 5. Big-mouthed Pub Gut             | 2 |

6. Honest Attorney: On the Endangered Species List (illegal to hunt)

- |  |   |
|--|---|
| 7. Cut-throat Money Grubber                                      | 2 |
| 8. Back-stabbing Whiner  | 2 |
| 9. Brown-nosed Judge Kisser                                      | 2 |
| 10. Silver-tongued Drug Defender -- \$100 bounty UNLIMITED KILLS |   |

WASHINGTON (AP) -- Democratic lawmakers have offered legislation they say would bolster enforcement of gun laws by hiring new federal agents and prosecutors and creating a national database of "ballistic fingerprints."

The package of bills dubbed ENFORCE is based partly on proposals President Clinton advanced in his State of the Union address in January. It also was presented as an answer to the National Rifle Association's frequent argument that if enforcement of existing gun laws improved, new laws would not be needed.

"This bill puts the NRA's sincerity to the test," said Sen. Charles Schumer, D-N.Y. Schumer, author of the Brady bill requiring background checks for gun purchasers, was joined by Rep. Carolyn McCarthy, a New York Democrat whose husband was killed by a gunman on a Long Island commuter train, and Rep. John Conyers of Michigan, the ranking Democrat on the House Judiciary Committee. The \$300 million package would add 500 new inspectors and agents to the Bureau of Alcohol, Tobacco and Firearms, and hire 1,000 local prosecutors and 100 federal prosecutors to handle gun law enforcement.

It also would fund so-called "smart gun" technology that only allows guns to be fired by their owners. And it would create a national ballistics database, referred to by some as gun "fingerprinting." Such a database would require that a gun's unique barrel markings be kept on file so it could be matched to shell casings and bullets found at crime scenes. Republican Gov. George Pataki has proposed such a database for New York.

NRA spokesman William Powers said he could not comment on specifics of the bill because he had not seen it. But he said if additional federal agents were hired and earmarked for "zero-tolerance" efforts to keep guns out of the hands of violent felons, the NRA could be supportive.

The package also would close what the Democratic lawmakers referred to as loopholes in some existing laws, such as one that allows some violent felons to have their gun rights restored after being released from prison. And it would increase from one to four the number of annual unannounced inspections ATF agents could make at a gun dealer.

"It gives our law enforcement and prosecutors the tools they need to go after bad dealers," McCarthy said.

Sam Stratman, a spokesman for House Judiciary Committee Chairman Henry Hyde, R-Ill, said while **Hyde wants to pass a gun control bill this year**, (emphasis-Gun Owners

of NJ) the Democrats' measure was little more than "posturing."

Stratman said Republicans plan to introduce legislation to nationalize a pilot program called Project Exile. Operating in Richmond, Va. and Rochester, N.Y., it mandates stiff jail terms for any felon caught with a firearm.

## THE DIFFERENCES BETWEEN PRESIDENTS NIXON AND CLINTON

Nixon: Watergate  
Clinton: Water Bed

Nixon: His biggest fear: the Cold War.  
Clinton: His biggest fear: a Cold Sore.

Nixon: Carpet bombing.  
Clinton: Carpet burns.

Nixon: His Vice President was a Greek.  
Clinton: His Vice President is a Geek.

Nixon: Couldn't stop Kissinger.  
Clinton: Couldn't stop kissing her.

Nixon: Couldn't explain the 18-minute gap in the Watergate tape.  
Clinton: Couldn't explain the 38-DD bra in his briefcase.

Nixon: His nickname was Tricky Dick.  
Clinton: No difference.

Nixon: Ex-President.  
Clinton: Sex-President.

Nixon: Known for campaign slogan "Nixon's The One"  
Clinton: Known for women pointing at him and saying, "He's the one."

Nixon: Well acquainted with G. Gordon Liddy.  
Clinton: Well acquainted with G String.

Nixon: Talked about achieving peace with honor.  
Clinton: Talked of getting a piece while on her.

--Kathy The BluesKat

## REMEMBER...

"At least 83,000,000 gun owners behaved peacefully today."

--KeepAndBearArms.org

That'll never make the news. --Ed.

## GOOD BY LOUIE

FBI Director Louis J. Freeh is job hunting, according to the *Washington Post*. With six sons to raise -- and one headed for college in the near future -- plus a huge

mortgage on his Washington residence to carry, Freeh is feeling the salary pinch, sources close to Freeh told the *Post*.

Under Louie, Janet and Bill we have a system known as "Post-Constitutional America." The U.S. Constitution poses no serious threat to our form of government.

--NewsMax.com

## DISARMING THE...DEAD?

Ed.: Here's a good reason to avoid New York State and never register your guns.

SYRACUSE, N.Y. (AP) - Ray Herrick never fails to read the obituaries in the newspaper. He's not checking to see if anybody he knows died, and he's not looking for a good apartment.

He's looking for guns.

Herrick, supervisor of the Onondaga County Sheriff's Department pistol license unit, is tracking the whereabouts of handguns owned by people who have died.

As many as 4,000 licenses in the county belong to people who would be at least 75 years old if they are alive. Many of the gun owners would be in their mid-100s.

**"I think it's safe to assume they're no longer with us,"** Sgt. Thomas Metz, head of the sheriff's department's records section, said of the oldest license holders. **"The question is, where are the handguns?"**

Officials at the state police's pistol license division know of no other county that has started tracking down the licenses of people who are probably dead.

A detective has so far found one case in which a pistol license holder died and one of his guns wound up on the streets, traded for drugs by a criminal.

It is Herrick's job to track down the suspect licenses and either retrieve the guns or report them missing to a national crime information database.

That means tracking down the gun owners' survivors and asking for weapons that they're illegally holding, often unwittingly.

State law requires a relative of a deceased pistol license holder either to register the weapons in their name or turn in that person's handguns within 15 days of his or her death.

If the guns remain in the home, it's a misdemeanor. Most people don't know about the law, Herrick said. But they don't have to fear his knock on their door.

**"We're not out to arrest anyone,"** Herrick said. **"Our responsibility is to investigate the whereabouts of these guns."**

Metz said he hopes Onondaga County's project will become a pilot for the state. He also hopes the shock of discovering how many guns might be unaccounted for will prompt a change in state law to make gun owners renew their licenses every five years.

## Stupid Laws

By Catherine Parry

These are real standing laws from around the United States of America. Hope you enjoy them and remember, Law Enforcement is no joke!

### Alabama:

It is illegal for a driver to be blindfolded while operating a vehicle.

### California:

It is illegal for anyone to try and stop a child from playfully jumping over puddles of water.

### Connecticut:

You can be stopped by the police for biking over 65 miles per hour.

You are not allowed to walk across a street on your hands.

### Florida:

Women may be fined for falling asleep under a hair dryer, as can the salon owner.

A special law prohibits unmarried women from parachuting on Sunday or she shall risk arrest, fine, and/or jailing.

If an elephant is left tied to a parking meter, the parking fee has to be paid just as it would for a vehicle.

(Sarasota) It is illegal to sing in a public place while attired in a swimsuit.

Men may not be seen publicly in any kind of strapless gown.

### Illinois:

It is illegal for anyone to give lighted cigars to dogs, cats, and other domesticated animal kept as pets.

### Indiana:

Bathing is prohibited during the winter.

Citizens are not allowed to attend a cinema or theatre nor ride in a public streetcar within at least four hours after eating garlic.

### Iowa:

Kisses may last for as long as, but no longer than, five minutes.

### Kentucky:

By law, anyone who has been drinking is "sober" until he or she "cannot hold onto the ground."

It is illegal to transport an ice cream cone in your pocket.

### Louisiana:

It is illegal to rob a bank and then shoot at the bank teller with a water pistol.

Biting someone with your natural teeth is "simple assault," while biting someone with your false teeth is "aggravated assault."

### Massachusetts:

Mourners at a wake may not eat more than three sandwiches.

Snoring is prohibited unless all bedroom windows are closed and securely locked.

Goatees are illegal unless you first pay a special license fee for the privilege of wearing one in public.

#### Nebraska:

A parent can be arrested if his child cannot hold back a burp during a church service.

#### New Mexico:

Females are strictly forbidden to appear unshaven in public.

#### New York:

A fine of \$25 can be levied for flirting. The law specifically prohibits men from turning around on any city street and looking "at a woman in that way." A second conviction for a crime of this magnitude calls for the violating male to be forced to wear a "pair of horse-blinders" wherever and whenever he goes outside for a stroll.

#### North Dakota:

Beer & pretzels can't be served at the same time in any bar or restaurant.

#### Ohio:

Women are prohibited from wearing patent leather shoes in public.

#### Oklahoma:

Violators can be fined, arrested or jailed for making ugly faces at a dog.

Females are forbidden from doing their own hair without being licensed by the state.

Dogs must have a permit signed by the mayor in order to congregate in groups of three or more on private property.

#### Pennsylvania:

A special cleaning ordinance bans housewives from hiding dirt and dust under a rug in a dwelling.

No man may purchase alcohol without written consent from his wife.

#### Texas:

A city ordinance states that a person cannot go barefoot without first obtaining a special five-dollar permit.

It is illegal to take more than three sips of beer at a time while standing.

#### Vermont:

Lawmakers made it obligatory for everybody to take at least one bath each week - on Saturday night.

#### Washington:

All lollipops are banned.

It is mandatory for a motorist with criminal intentions to stop at the city limits and telephone the chief of police as he is entering the town.

#### West Virginia:

No children may attend school with their breath smelling of "wild onions."

### Secretary of War to the President of the United States, Enclosing a Plan for the Militia of the United States

January 21, 1790

Sir,

Having submitted to your consideration a plan for the arrangement of the Militia of the United States, which I have presented to the last Congress...

The idea is therefore submitted, whether an efficient military branch of the Government can be invented, with safety to the great principles of liberty, unless the same shall be formed of the people themselves, and supported by their habits and manners.

I have the honor to be

Sir, with the most perfect  
respect, your obedient servant,  
H. Knox

secretary for the department of War

Note: the bill in question was the Militia bill of 1790, HR-81, submitted almost two years before the Second Amendment was ratified. Are we now expected to believe that Pres. Washington and Secretary of War Knox didn't know what they were doing when they submitted the bill? If our new nation did not intend the people to keep and bear arms, why did the executive branch and the Congress acknowledge that the militia of the United States was to be composed of the people of the United States? The people themselves are to safeguard "the great principles of liberty." What's so hard to understand about this?

--Submitted by Don Schwarz

### Letters to the Editor

Dear NJM,

I am writing to ask other readers for assistance in obtaining information about the common law.

It's my intention to study and learn as much as possible about the common law and its application, but I'm having trouble obtaining relevant information to learn from.

If anyone can help me in this they can contact me at the following address:

Michael L. Getty  
Dorm 5 Rivers North  
Rivers State Prison  
P.O. Box 1500  
Hardwick, Georgia 31034-1500

Any assistance would be greatly appreciated by myself and a few other guys as well.

Thank you!

Michael L. Getty

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Dear NJM,

Just got the Feb. issue. Thank you!

Just sent my letter to "HCI" communist.

I'm sending you six stamps for as many of the "Sheriff" letters that will buy me for re-mailing.

Have you been following the "Freedom Train" across America? 1-888-385-3733

Here are three pages of NWO quotes I'm getting typed up wherever anyone can hang a bulletin. Maybe you can use it too.

Pres. Nixon by Executive Order 11647 divided the 50 states into 10 regions (ZIP codes) in 1972. Read it and weep.

Pres. Bush said Feb. 1, 1992, "My vision of a New World Order foresees a U.N. with revitalized peacekeeping functions. It is the sacred principles enshrined in the U.N. Charter to which we henceforth pledge our allegiance."

Love your paper. Keep up the good work.

God has a Plan 2000 also.

C.A.

Prisoner of War

New World Order Concentration Camp

1000

Sandstone, Minn. Republic

Non-Domestic PZ [55072]

New Jersey Militia  
Box 10176  
Trenton, NJ 08650  
Email: [Militia264@aol.com](mailto:Militia264@aol.com)  
ISSN 1523-4657

Middlesex County, Art.....732 607-0833  
Wake County, NC, Dave.....919 363-9410

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